

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Tribal Welfare Department – Dr. A. Venkata Rayudu, Deputy Director (Tribal Welfare), promoted notionally as Joint Director of Tribal Welfare on par with his immediate junior Sri B. Venkata Balayogi, Joint Director (Tribal Welfare) for the panel year 2000 - 2001 – Orders – Issued.

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SOCIAL WELFARE (TW.SER.I.2) DEPARTMENT

G.O.Ms.No. 41

Dated 20-4-2009

Read:-

1. G.O.Ms.No.7, Social Welfare (TW.Ser.I.2) Department, dt.3-2-2009.
2. G.O.Ms.No.117, Social Welfare (TW.Ser.I.2) Department, dt.21-6-2008.
3. From the Director of Tribal Welfare, Hyderabad, Lr.No.Rc.No.A1/7166/08, dt.4-2-2009.

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ORDER:

Dr. A. Venkata Rayudu, District Tribal Welfare Officer while working as Deputy Secretary, Gurukulam, Hyderabad, was placed under suspension vide Director of Tribal Welfare, Procs.No.A1/9972/99, dt.21-12-1999 for depositing the TRICOR funds in various Cooperative Banks while working as General Manager, TRICOR to a tune of Rs.1125.00 lakhs and later charges were framed against him. After detailed enquiry orders were issued in G.O.Ms.No.100 Social Welfare (TW.Ser.I.2) Department dated 05-09-2002, dismissing him from service. The individual approached the Hon'ble Andhra Pradesh Administrative Tribunal vide O.A.No.8578 of 2002. The Hon'ble Andhra Pradesh Administrative Tribunal in its judgment dated 02-05-2003 set aside the G.O. and directed the respondents to reinstate him into service with all consequential benefits. A Writ Appeal was filed in Andhra Pradesh High Court vide W.P.No.17676 of 2003, which was dismissed by the Hon'ble High Court vide its order dated 17-11-2003. The Government had filed Special Leave Petition No.2302 of 2005 in the Supreme Court of India. Finally the Hon'ble Supreme Court dismissed the appeal vide judgment dated 31-10-2006. Again the Government has filed a review petition in the Hon'ble Supreme Court vide No.1368 of 2007 and the Hon'ble Supreme Court opined that they have gone through the review petition and the relevant document and no case for review is made out. The review petition was dismissed on the ground of delay as also on merits vide its judgment dated 05-12-2007. Dr. A. Venkata Rayudu filed a Contempt Appeal in Hon'ble Andhra Pradesh Administrative Tribunal for implementation of Andhra Pradesh Administrative Tribunal orders dated 02-05-2003 in C.A.No.426 of 2004.

2. Orders were issued in G.O.Ms.No.5 Social Welfare (TW.Ser.I.2) Department, dated 21-01-2008 reinstating the individual as DTWO duly canceling the orders issued in G.O.Ms.No.100 Social Welfare (TW.Ser.I.2) Department, dt.5-9-2002. Government in their Memo.No.14336/TW.Ser.1.2/2002-27, dated 23-01-2008 informed the Director of Tribal Welfare that Dr. A. Venkata Rayudu, DTWO on his reinstatement into service is eligible for all consequential benefits. In view of the court directions as well as Govt. orders, Dr. A. Venkata Rayudu was notionally promoted as Deputy Director (Tribal Welfare) w.e.f. 10-02-2000 on par with his immediate junior Sri B.V.Balayogi who was promoted as Deputy Director (Tribal Welfare) vide G.O.Ms.No.7, Social Welfare (TW.Ser.I.2) Department, dt.3-2-2009, read with G.O.MsNo.39, Social Welfare (TW.Ser.I) Department, 6-4-2009.

3. Now, the Director of Tribal Welfare, Hyderabad in this letter 3<sup>rd</sup> read above has submitted proposal for considering notional promotion of Dr. A. Venkata Rayudu, as Joint Director (TW) for the panel year 2000 – 2001 on which his junior Sri B.V. Balayogi promoted as Joint Director (Tribal Welfare).

4. In the DPC conducted on 13-11-2000 for the post of Joint Director the name of Sri B.V.Balayogi, Dy. Director who is immediate junior to Dr. A. Venkata Rayudu, Deputy Director (Tribal Welfare) was included for the panel year 2000-2001 and he was promoted as Joint Director vide G.O.Rt.No.443 Social Welfare (TW.Ser.I-2) Department, dt.28-8-2001. Therefore, Dr. A. Venkata Rayudu has become eligible to

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consider for notional promotion in the category of Joint Director of Tribal Welfare on par with his junior. In terms of G.O.Ms.No.187, General Administration (Ser.B) Department, dt.25-4-1985, the proposal has been placed the same before the Review DPC for its consideration and recommendations. The Committee after going through the ACRs, relevant records and other material papers relating to Dr. A. Venkata Rayudu, Deputy Director(Tribal Welfare) and after making an overall assessment of his service record and work done, considered that he is eligible for notional promotion in the category of JD(TW) on par with his junior and accordingly, recommended that the name of Dr. A. Venkata Rayudu be included at Sl.No.2(a) in the panel of Deputy Directors' of Tribal Welfare fit for promotion as Joint Director (Tribal Welfare) for the panel year 2000-01, between Sri V. China Veerabhadru (Sl.No.2) and Sri B. Venkata Balayogi (Sl.No.3) for notional promotion in the category of Joint Director of Tribal Welfare on par with his junior, duly relegating his juniors to the subsequent panels, keeping in view of the vacancy position and subject to directions/outcome of OAs/WPs/SLPs/RPs/CAs etc., if any pending before Tribunal/ Courts etc.,

5. In the above circumstances the recommendation of Departmental Promotion Committee to promote the name of Dr. A. Venkata Rayudu as Joint Director (Tribal Welfare) and to place him at Sl.No.2(a) in the panel of Deputy Directors' of Tribal Welfare for the panel year 2000-01, between Sri V. China Veerabhadru (Sl.No.2) and Sri B. Venkata Balayogi (Sl.No.3), duly relegating his juniors to the subsequent panels, keeping in view of the vacancy position, subject to directions/outcome of OAs/WPs/SLPs/RPs/CAs etc., if any, pending before the Tribunal/Courts etc. is agreed to, and Dr. A. Venkata Rayudu is promoted as Joint Director (Tribal Welfare) notioally w.e.f. 25-9-2001 on par with his immediate junior Sri B.V. Balayogi, Joint Director (Tribal Welfare).

6. The notional promotion of Dr. A. Venkata Rayudu, Joint Director (Tribal Welfare), ordered in para (5) above is subject to directions/outcome of OAs/WPs/SLPs/RPs/CAs etc., if any pending before Tribunal/ Courts etc., and also subject to calling for objections from the affected Joint Directors Tribal Welfare. He should join in the promotional post within 15 days from the date of receipt of this order, failing which he will forfeit his promotion. He should report before the Director of Tribal Welfare, Hyderabad for further posting.

7. The Director of Tribal Welfare, Hyderabad shall take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K. TIGIDI  
PRINCIPAL SECRETARY TO GOVERNMENT (TW)

To  
Dr. A. Venkata Rayudu, DDTW., } through Director of Tribal Welfare,  
Paderu. } Hyderabad

The affected persons.

The Director of Tribal Welfare, Hyderabad.

The Accountant General, A.P., Hyderabad.

The Pay and Accounts Office, A.P., Hyderabad.

Copy to:

The G.A. (DPC.II) Dept.,

The Government Pleader for Tribal Welfare (Services)

Andhra Pradesh Administrative Tribunal, Hyderabad.

The P.S. to Minister (TW & RIAD)

The P.S. to Principal Secretary to Government (TW)

SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER